

## **REMARKS/ARGUMENTS**

In response to the Examiner's further Office Action of December 30, 2008 the Applicant respectfully submits the accompanying Amendment of the claims and the below Remarks.

### ***Regarding Amendment***

In the Amendment:

independent claim 1 is cancelled;

independent claim 5 is amended to consistently recite "predetermined integrated circuit identifier" and to incorporate the allowable subject matter of pending dependent claim 6;

dependent claim 6 is cancelled;

dependent claims 7 and 8 are amended to depend directly from amended claim 5;

dependent claims 12-17 are cancelled; and

dependent claims 9-11 are unchanged.

It is respectfully submitted that the Amendment does not add any new matter to the present application.

### ***Regarding Non-Statutory Double Patenting Rejections***

It is respectfully submitted that amended independent claim 5, and claims 7-11 dependent therefrom, is patentably distinct from claims 1-26 of US Patent No. 7,243,193, because claims 1-26 of US Patent No. 7,243,193 recite nothing of boot programs and verification of developmental boot programs as recited in claims 5 and 7-11 of the present application, and claims 5 and 7-11 of the present application recite nothing of the storage of code segments recited in claims 1-26 of US Patent No. 7,243,193. Thus, contrary to the Examiner's contentions, there is no anticipation of the subject matter of claims 5 and 7-11 of the present application by claims 1-26 of US Patent No. 7,243,193.

### ***Regarding 35 USC 112, second paragraph Rejections***

It is respectfully submitted that the amendment of claim 5 to consistently recite "predetermined integrated circuit identifier", provides the correction required by the Examiner.

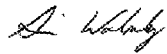
***Regarding 35 USC 102(b) Rejections***

The Examiner is respectfully requested to withdraw the anticipation rejections of claim 5 over Bacon based on the amendment of claim 5 to incorporate the allowable subject matter of pending claim 6.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

Applicant/s:



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